

SPECIMEN SANCTION ORDER

GOVERNMENT OF ANDHRA PRADESH

PUBLIC SERVICES-TREASURIES DEPARTMENT-Allegation of corruption of demand and acceptance of bribe by Sri Burla Srinivas Rao, former Senior Accountant, O/o Sub-Treasury Officer, Tenali, Guntur District-Trapped on 14.12.2007-Sanction for Prosecution-Accorded-Regarding.

FINANCE (ADMN-III) DEPARTMENT

G.O.Ms.No. 118

Dt.13-04-2009

ORDER:

Whereas Sri Burla Srinivas Rao, S/o (Late) Narayana Swamy worked as Senior Accountant, O/o Sub-Treasury Officer, Tenali, Guntur District from 1.7.2005 to 14.12.2007 and by virtue of the post held by him he falls under the category of Public Servant as defined under section 2 © of the P.C. Act, 1988.

2. Whereas Sri Krothapalli Rama Krishnaiah is a retired teacher and resident of Kazavari Street, Gandhi Nagar, Tenali, Guntur district and his wife Smt. Venigalla Udyalakshmi worked as a teacher at Primary School at Amruthaluru and retired from service on 31.8.2007.

3. And whereas it is alleged that in the month of November 2007 the wife of Sri Krothapalli Rama Krishnaiah applied for Earned Leave Encashment, family Benefit Fund and Group Insurance Scheme Benefits in the office of the Mandal Educational Officer, Amrathuluru, Guntur District. In December 1st week, Sri K. Rama Krishnaiah and his wife went to the office of the Mandal Educational Officer, Amrathuluru and enquired about the preparation of the bills and came to know that the bills were sent to Sub Treasury Office, Tenali and he advised them to enquire at Sub Treasury Office, Tenali. On 12.12.2007, Sri K.Rama Krishnaiah went to the office of Sub Treasury Officer, Tenali, Guntur District met the concerned clerk Sri Burla Srinivasa Rao and enquired about his wife's bills. On that, Sri Burla Srinivasa Rao demanded a bribe amount Rs.1,000/- to get sanction of the bills. When Sri K.Rama Krishnaiah expressed his inability, Sri Burla Srinivasa Rao informed that he would not process the work if he would not pay the amount as he demanded. Sri K.Rama Krishnaiah reluctantly agreed to pay the bribe of Rs.1,000/- to Sri Burla Srinivasa Rao and requested time to pay the same. Then Sri Burla Srinivasa Rao asked Sri K.Rama Krishnaiah to pay Rs.1000/- on 14.12.2007 at his office meanwhile he will process the work. Sri K.Rama Krishnaiah informed about the demand of bribe of Rs.1,000/- by Sri Burla Srinivasa Rao to his wife Smt.Venigalla Udaya Lakshmi, as she was not willing to pay bribe amount of Rs.1000/- to Sri Burla Srinivasa Rao and advised Sri K.Rama Krishnaiah to approach the ACB

officials for taking necessary action against Sri Burla Srinivasa Rao. As Sri K.Rama Krishnaiah and his wife were not willing to pay bribe amount to Sri Burla Srinivasa Rao, Senior Accountant, he came to the office of Range Inspector-II, ACB, Guntur and presented a telugu written compliant against Sri Burla Srinivasa Rao on 13.12.2007 at 12.00 noon. On that Sri K.Rama Krishnaiah was asked to come to the office of the District Inspector, ACB, Guntur on 14.12.2007 early hours along with the bribe amount of Rs.1,000/-, which he intended to pay as bribe to Sri Burla Srinivasa Rao. On receipt of the above compliant, confidential enquiries were made with regard to the genuiness of the compliant and reputation of Sri Burla Srinivasa Rao etc. and a case in Cr.no.15/RCT-ACB-VJA/2007 U/s 7 of the P.C. Act, 1988 was registered on 14.12.2007 at 7 AM after obtaining permission from H.O., ACB, Hyderabad and took up investigation after due verification.

4. And whereas, the DSP, ACB, Vijayawada along with the raid party and Sri K.Rama Krishnaiah left the office at 9-45 AM on 14.12.2007 and reached the vicinity of the Sub Treasury Office, Tenali, Guntur District at 11-00 am, Sri K.Rama Krishnaiah met Sri Burla Srinivasa Rao in STO office, Tenali. On seeing him, Sri Burla Srinivasa Rao reiterated his earlier demand and accepted the bribe amount of Rs.1,000/- from Sri K.Rama Krishnaiah with his right hand and kept the same in his right back pocket of his pant and promised Sri K.Rama Krishnaiah that he would complete the pending work. At about 11-20 AM, Sri K.Rama Krishnaiah came out of the office of Sri Burla Srinivasa Rao and gave the prearranged signal. The raid party immediately rushed into the office of Sri Burla Srinivasa Rao and Sri K.Rama Krishnaiah pointed out Sri Burla Srinivasa Rao. As per the instructions of the DSP, sodium carbonate solution was conducted on both the hand fingers of Sri Burla Srinivasa Rao and the right hand fingers proved positive. When the DSP asked Sri Burla Srinivasa Rao about the tainted amount, Sri Burla Srinivasa Rao took out a wad of currency notes from right back pant pocket and produced the same. As per the instructions of the DSP, one of the mediators took the tainted amount and compared the serial numbers of the currency notes with those of the serial numbers, which proved tallied. The DSP seized the tainted amount of Rs.1,000/- from right back pocket of pant of Sri Burla Srinivasa Rao.

5. And whereas the above said acts of Sri Burla Srinivas Rao, former Senior Accountant, Office of Sub-Treasury Officer, Tenali, Guntur District constitute offences punishable under sections 7 and 13(2) read with 13(10) (d) of the Prevention of Corruption Act, 1988.

6. And whereas, the Government of Andhra Pradesh being the competent authority to remove Sri Burla Srinivas Rao, former Senior Accountant, office of Sub-Treasury Officer, Tenali, Guntur District from service after fully and carefully examining the material (ie. Final Report, F.IR., Mediator names, Gist of statement of witnesses etc.) placed before them in respect of the afore said acts and the circumstances of the case and after satisfying fully, considered that Sri Burla Srinivas Rao, former Senior Accountant, office of Sub-Treasury Office, Tenali, Guntur District should be prosecuted in a court of law.

7. Now therefore, in exercise of powers conferred by Clause (b) of Sub-Section (1) of Section 19 of the Prevention of Corruption Act, 1988, the Government hereby accord sanction for prosecution of Sri Burla Srinivas Rao, former Senior Accountant, office of Sub-Treasury Officer, Tenali, Guntur District for the above said offences punishable under sections 7 & 13(2) r/w 13(1) (d) of Prevention of Corruption Act, 1988 and for any other cognate offence punishable under any other provisions of Law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. SAMEER SHARMA
SECRETARY TO GOVERNMENT (FP)

To
The Director General,
Anti-Corruption Bureau, A.P., Hyderabad.
Copy to: A.P. Vigilance Commission, Hyderabad

//FORWARDED BY ORDER//

SECTION OFFICER.